



California Regional Water Quality Control Board

Los Angeles Region



Linda S. Adams,
Agency Secretary

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Arnold Schwarzenegger
Governor

Revised Draft Meeting Minutes

Los Angeles Regional Water Quality Control Board
February 5, 2009 Regular Board Meeting
City of Monrovia Council Chambers
415 S. Ivy Avenue
Monrovia, California

The meeting was called to order by Chair Fran Diamond at 9:08 a.m.

Pledge of Allegiance.

Item 1. Roll Call

Board Members Present: Chair Mary Ann Lutz, Vice Chair Madelyn Glickfeld, Steve Blois, Maribel Marin, Maria Mehranian, Dick Richardson, Fran Diamond

Board Members Absent: None.

Staff Present: Tracy Egoscue, Deborah Smith, Ronji Harris, Jack Price, Michael Levy, Jennifer Fordyce, Jeff Ogata, Stephen Cain, Samuel Unger, Paula Rasmussen, David Hung, Cassandra Owens, Stephanie Turcios, Mazhar Ali, Wendy Phillips, Orlando Gonzalez, Rebecca Chou, Michael Lyons, Rosario Aston, Toni Callaway, Jau Ren Chen, Cathy Chang, Rebecca Christmann, Veronica Cuevas

Individuals whose Names Appear on the Sign-In Sheet

Ms. Lucia McGovern, City of Camarillo CSD	Ms. Hillary Magler, Cerrell Associates
Mr. Matt Arms, Port of Long Beach	Ms. Charlotte Stevenson, Heal the Bay
Ms. Janna Watanabe, Port of Long Beach	Ms. Susie Sandilena, Heal the Bay
Ms. Margaret Eggers, Eggers Environmental	Ms. Satya Varra, Ventura County Waterworks
Mr. Al Septon, Ventura County Waterworks	Andy Hevey, Ventura Regional Sanitation District
Kirsten James, Heal the Bay	Mr. Joe Deakin, City of Simi Valley
Mr. Mas Dojiri, city of Los Angeles	Mr. Stan Asato, City of Los Angeles
Mr. Gerry Mc Gowan, City of Los Angeles	Ms. Kathleen Sweet, Metro
Mr. Kurt Kroner, Eastside LRT Constructors	Mr. Ken Dobson, Morton Salt
Mr. Kevin Powers, Charles Abbott	Ms. Ashli Desai, Larry Walker Associates
Mr. Charles Rogers, City of Thousand Oaks Ms. Sally Bilodeau, AECUM	Mr. Stephen Backus, Backus, Bland, Navarro & Weber
Ms. Susan Salinas, Teleflex, Inc.	Ms. Mary Lynn Coffee, Nossaman
Mr. Ray Trembly, L.A. County Sanitation District	Ms. Ann Heil, L.A. County Sanitation District
Mr. Phil Markle, L.A. County Sanitation District	Mr. Joe Gully, L.A. County Sanitation District

California Environmental Protection Agency



Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.

Mr. Gus Dembegiotes, City of Los Angeles, San.	Ms. Wynestra Dale, Science, Synergy & Solutions
Mr. Daniel Rynn, City of Burbank	Mr. Daniel Lim, Diamond West, Inc.
Mr. Terry Dipple, Las Virgenes MWD	Mr. Craig George, City of Malibu
Mr. Shawn Merridia, Shato Hoilidays	Mr. Hassan Rav, City of Los Angeles
	Dr. Mark Gold, President Heal the Bay

Item 2. Order of Agenda.

- *Item 9, Lincoln Avenue Water Company to be continued to a future meeting.*

Item 3. Approval of draft meeting Minutes for December 11, 2008 meeting with minor edits.

MOTION: To approve the draft meeting Minutes for December 11, 2008 Board meeting.

First: Board Member Dick Richardson

Second: Board Member Maribel Marin

Vote: Approved by unanimous vote.

Item 4. Board Member Communications.

There was no communication reported that constitutes disclosure for this item.

Item 5. Vote for 2009 Regional Board Chair and Vice Chair.

The Nominating Committee Chair Dick Richardson state that the Committee nominated Mary Ann Lutz for 2009 Chair, and that there are two nominations for Vice Chair, Board Member Madelyn Glickfeld, and Board Member Stave Blois.

There was a Vote by the Board Members, and Board Member Madelyn Glickfeld was voted Vice Chair by a 4-3 Vote for 2009.

Item 6. Executive Officers Report

Report given by Ms. Tracy Egoscue, Executive Officer, and posted on the Board's website:

www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html

Item 6.b Board Checklist.

There was no discussion or questions regarding the Board Checklist.

Item 6.c Report from State Board.

State Board Liaison and Board member Francis Spivy-Weber clarified that the focus for the Water Quality Coordinating Committee (WQCC) meeting held on February 23-24, 2009 is on the budget, and the State Budget crisis. Ms. Spivy-Weber also mentioned that the Water Recycling Policy has been approved.

Item 7. Public Forum.

- *Dr. Mark Gold, Heal the Bay (Talked about the Recycled Water Policy approval by State Board, and commended Regional Board staff on the Paradise Cove Administrative Civil Liability (ACL) issuance.)*
- *Mr. Craig George, City of Malibu (gave an update on City of Malibu's Legacy Park), and other progress and improvements in the City of Malibu.*
- *Mr. Greg Ramirez, Los Angeles Stormwater Quality Partnership (talked about the Stormwater Quality Report)*

During the Public Forum there were responses by various Cities defending their position for the Heal the Bay Chronic Toxicity Report.

- *Ms. Charlotte Stevenson, Heal the Bay (Discussed the purpose of the toxicity study)*
- *Dr. Mark Gold, Heal the Bay (talked about accountability and the need for data management)*
- *Mr. Ray Tromblay, Los Angeles County Sanitation District*
- *Ms. Lucie McGovern, City of Camarillo/Calleguas Creek Watershed*
- *Mr. Chuck Rogers, City of Thousand Oaks*
- *Mr. Joe Deakin, City of Simi Valley*

There was much discussion and questions by the Board on this matter. Chair Mary Ann Lutz directed Board Regional staff to bring an update and small presentation on the Recycling Policy to the next Board meeting.

The Board took a break at 10:55 am, and reconvened at 11:10.

Uncontested Items Calendar.

MOTION: To deem non-controversial and approve Agenda Item(s): 8, 10, 11, 12, 13, 14, 15, 16 and 17.

First: Board Member Maria Mehranian
Second: Board Member Dick Richardson
Vote: Approved by unanimous vote.

**Board Member Steve Blois recused himself from the Vote for Item 17.*

Item 18. Port of Long Beach, five-Year Maintenance Dredging (File No. 92-11)

Staff Report. Mr. Michael Lyons, Contaminated Sediments (*Mr. Lyons made but was not limited to the following points in his presentation*):

- *During the first 12 months, the Port dredged 5500 yards*
- *The Port has a good compliance history, and has stayed under the caps that the Board has imposed*
- *WDRs continue to require sediment testing*
- *Expressed concerns about beneficial reuse*

California Environmental Protection Agency



Public Comment.

- Mr. Matt Arms, Representing the Port of Long Beach (in support)
- Ms. Susie Santilena, Heal the Bay (in support)

Board concerns, questions and discussion.

- What is the capacity?
- What is the process?
- Are toxic Hot Spots included?
- Is the Port working on a Management Plan?
- Is the Port doing any comprehensive Reports for sludge management?

MOTION: *To approve the Dredging Requirements as recommended by staff.*

First: Board Member Maribel Marin

Second: Board Member Fran Diamond

Vote: Approved by unanimous vote.

Item 19. Telair International, Inc.

Staff Report. By Ms. Cassandra Owens, Unit Chief Industrial Permitting *Ms Owens made but was not limited to the following points in her presentation:*

- *Gave background history*
- *These Waterways are part of the Calleguas Creek Watershed Management District*
- *Telair proposed to discharge up to 110,00 gallons per day (gpd) of treated ground water*
- *The current permit authorized the discharge of up to 115,000 gpd*
- *The permit contains monthly monitoring for a number of constituents*
- *Ammonia was included in the quarterly monitoring*
- *The TMDLs include a variety of contaminants and metals*
- *The Temperature was changed from 100 degrees Fahrenheit to 86 degrees Fahrenheit*
- *Telair's comments requested that the receiving water monitoring requirements be deleted*

Representative.

- Ms. Sally Bilodeau, Environmental Consultant for Telair
- Ms. Marilyn Coffee, Nossaman LLC Representing Telair

Public Comment.

- Mr. Stephen L. Backus, Rep. Owners of Borchard Property (opposed)
- Ms. Susan Salinas, Rep. Telair

Board questions, comments, concerns, and discussion:

- Clarification as to whether or not there is a blockage that prevents discharge from reaching receiving waters
- Have there been new storm drains installed as part of new construction, that might serve as a new discharge point?

- Has CalTrans cleaned or opened the storm drain?
- Discussion about the Board's enforcement authority in the event that the drain overflows with water

MOTION: After much discussion by the Board, there was a motion to approve the Waste Discharge Requirements with the following changes:

- Add to finding in Paragraph B on page 14 "Therefore a prohibition 3A has been amended to approve a flow of the storm drain", to clarify a provision in the permit to bar overflowing discharges.
- Change the word "reconnect" to "reopen". The next sentence should read, "Staff has since inspected the channel and verified that the vegetation in the channel has been cleared."
- The last sentence should read, "Therefore, Prohibition 3A has been amended to prohibit discharges if they could cause or contribute to an overflow of the storm drain."
- Staff was directed to re-visit the site in the next couple of days to verify whether or not the channel is currently functioning correctly

First: Board member Fran Diamond

Second: Board Member Maria Mehranian

Vote: Approved by unanimous vote

The meeting was adjourned at 3:20 pm. The Draft Minutes will be adopted at the March 5, 2009 Board meeting.

Written and submitted by: _____, then finalized on
Ronji R. Harris